

01/22/07

DOCKET NO. 1003/2986 (CRF D-1940B)
EXPRESS MAIL NO.: EL709322302US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL FORM
(only for new nonprovisional applications under 37 CFR 1.53(b))

ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

BOX: PATENT APPLICATION

SIR:

Transmitted herewith for filing is the patent application (including Specification, Claims, and Abstract, 81 pages) of:

Inventors : **Dewen Qiu, Zhong-Min Wei, and Steven V. Beer**

For : **HYPERSENSITIVE RESPONSE INDUCED RESISTANCE IN PLANTS BY SEED TREATMENT**

***If a CONTINUING APPLICATION, please mark where appropriate and supply the requisite information below and in a preliminary amendment:*

☐ continuation ☒ divisional ☐ Continuation-In-Part (CIP)
of prior application Serial No. **08/984,207**

Prior application information: Examiner : **O. Zaghmout**
Art Unit : **1638**

Enclosed are:

- ☐ _____ sheets of *[insert "informal" or "formal"] drawings.
- ☐ **Signed** Combined Declaration and Power of Attorney (_____ pages).
- ☒ **Copy of signed** Combined Declaration and Power of Attorney (6 pages) from a prior application (1.63(d) (for continuation/divisional).
- ☐ **Signed** statement deleting inventor(s) named in prior application (_____ pages) (1.63(d)(2) and 1.33(b)).
- ☒ **Incorporation By Reference:** The entire disclosure of the prior application, from which a **copy** of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the enclosed application and is hereby incorporated by reference therein.
- ☐ Assignment (_____ pages) of the invention to _____.
- ☐ Assignment Transmittal Letter.
- ☐ Certified copy of a foreign priority document.
- ☐ Associate power of attorney.
- ☒ Applicants claim small entity status. (See 37 CFR 1.27.)

- ☒ Preliminary Amendment (5 pages) with attached Appendix (1 page).
- ☒ Information Disclosure Statement, form PTO-1449 (12 pages) and 160 references (not attached).
- ☐ **UNSIGNED** Combined Declaration and Power of Attorney (____ pages).
- ☒ Statement in Accordance with 37 CFR § 1.821(f) and computer readable 3.5" Diskette.
- ☒ Sequence Listing (9 pages).
- ☒ A self-addressed, prepaid postcard acknowledging receipt.
- ☐ Other:

The Filing fee has been calculated as shown below:

(Col. 1)		(Col. 2)	SMALL ENTITY		OR	LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE		RATE	FEE
BASIC FEE	XXXXXXXX	XXXXXXXX	XXXX	\$355	OR	XXXX	\$710
TOTAL CLAIMS	37 - 20 =	17	x 9 =	\$153	OR	x 18 =	\$
INDEP CLAIMS	4 - 3 =	1	x 40 =	\$40	OR	x 80 =	\$
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			x135 =	\$	OR	x270 =	\$
*If the Total Claims are less than 20 and Indep. Claims are less than 3, enter "0" in Col. 2			TOTAL	\$548	OR	TOTAL	\$

- ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____. **A duplicate copy of this sheet is enclosed.**
- ☒ A check in the amount of **\$548.00** to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1138. **A duplicate copy of this sheet is enclosed.**
- ☒ Address all future communications to:

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Date: January 19, 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Qiu et al.)	Examiner:
)	To Be Assigned
Serial No.	:	Division of 08/984,207)	
)	Art Unit:
Filed	:	Herewith)	To Be Assigned
)	
For	:	HYPERSENSITIVE RESPONSE INDUCED)	
		RESISTANCE IN PLANTS BY SEED)	
		TREATMENT)	

jc878 U.S. PTO
09/766348
01/19/01

STATEMENT IN ACCORDANCE WITH 37 CFR § 1.821(f)

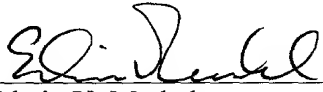
Assistant Commissioner for Patents
Washington, D.C. 20231
Box: Patent Application

Sir:

In accordance with 37 CFR § 1.821(f), this statement confirms that the contents of the Sequence Listing (9 pages) of the subject application as submitted herewith and on the computer readable 3.5" Diskette submitted herewith are the same.

Respectfully submitted,

Date: January 19, 2001


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